

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes
26 January 2001 – 8:30 a.m.
437th Regular Meeting
3443 Routier Rd., Suite A
Sacramento, California

BOARD MEMBERS PRESENT

Robert Schneider, Acting Chair, Mark Salvaggio, Christopher Cabaldon, Karl Longley, Alson Brizard, Beverly Alves, Members.

STAFF PRESENT

Gary Carlton, Tom Pinkos, Ken Landau, Dennis Westcot, Jack Del Conte, James Pedri, Patricia Leary, Ryan Lodge, Jeanne Chilcott, Wendy Wyels, Wendy Cohen, Anne Olson, Amy Terrell, Jon Risinger, Janice Tanaka; Frances McChesney, Tim Regan, and Erik Speiss, Counsel SWRCB

OTHERS PRESENT

Jerry Preto, Jr., Fresno County Agricultural
Commissioner
Bill Magavern, Sierra Club
Gary Obenauf, Agricultural Research Consulting
Kati Buehler, CA Rice Commission
John Herrick, South Delta Water Agency
Michael Sexton, Exchange Contractors
Wendy Anderson, Reclamation District
No. 1000
Tess Dunham, California Farm Bureau
Bill DuBois, California Farm Bureau
Michael R. Lozeau, Deltakeeper
Stephanie Gliege, Deltakeeper
Jonathan Kaplan, San Francisco Baykeeper
Teresa Olle, CALPIRG
Bill Jennings, DeltaKeeper
Bill Thomas, Grape Tree Fruit League
Edward Walls, Yosemite National Park
Storm Goranson, Heller Financial

Martha Jeanne Shaver, Amador County
Mike Krisman, Camanche Water and Sewer
John Swift, Amador County
John Lehne, Lake Camanche Board of Directors
Gene Mancebo, Amador Water Agency
Rod Schuler, County Service Area No. 3
Richard Forster, Amador County Board of
Supervisors
Richard Vinson, Amador County
Paul Eldredge, City of Brentwood
John Martin, State of California, Corrections
Warren Tellefson, Placer County
Juan Bernardino, Fawndale Rock and Asphalt
Kay Lynn Newhart, Department of Pesticide
Regulation
Barbara Todd, Department of Pesticide
Regulation
Marsha Burch, Somach, Simmons, and Dunn

INTRODUCTIONS

1. **The minutes of the 436th Regular Meeting of 8 December 2000 were approved as written.**

MOTION: By Mr. Longley, seconded by Mr. Salvaggio, to approve the minutes as proposed. Unanimously approved.

2. **Election of Officers for 2001.**

The nominating committee presented the slate of Robert Schneider as Chair and Karl Longley as Vice Chair. By unanimous vote the Board approved the slate of officers as proposed.

3. Resolution of Appreciation for Former Board Members Steven Butler, Craig Pedersen and Charles Ahlem.

The Board unanimously approved resolutions of appreciation and presented it to former Board Member Craig Pedersen. Mr. Butler and Mr. Ahlem were not in attendance.

UNCONTESTED CALENDAR

ENFORCEMENT

4. Malaga County Water District, Wastewater Treatment Facility, Fresno County - Consideration of Cease and Desist Order

A public hearing was held. No one appeared to contest the adoption of the proposed order.

5-01-001 MOTION: By Mr. Longley, seconded by Mr. Cabaldon, to adopt the proposed cease and desist order. Unanimously approved by roll call vote.

5. **TA Operating Corporation, Blue Beacon U.S.A., L.P., and Tejon Ranchcorp, TravelCenters of America Complex, Kern County – *Consideration of Waste Discharge Requirements and Cease and Desist Order***

A public hearing was held. No one appeared to contest the adoption of the proposed orders.

5-01-002 MOTION: By Mr. Longley, seconded by Mr. Salvaggio, to
adopt the proposed waste discharge requirements.
Unanimously approved.

5-01-003 MOTION: By Mr. Longley, seconded by Mr. Salvaggio, to adopt the proposed cease and desist order. Unanimously approved by roll call vote.

6. Calaveras Cement Company, Shasta County – Consideration of Rescission of Cease and Desist Order

A public hearing was held. No one appeared to contest the adoption of the proposed order.

5-01-004 MOTION: By Mr. Brizard, seconded by Mr. Salvaggio, to rescind the proposed cease and desist order. Unanimously approved by roll call vote.

7. J.F. Shea Company, Inc, dba Fawndale Rock and Asphalt, Shasta County – *Consideration of Rescission of Cease and Desist Order*

A public hearing was held. No one appeared to contest the adoption of the proposed order.

5-01-005 MOTION: By Mr. Salvaggio, seconded by Mr. Longley, to rescind the proposed cease and desist order. Unanimously approved by roll call vote.

8. City of Red Bluff, Wastewater Treatment Plant Tehama County – Consideration of Rescission of Cease and Desist Order

A public hearing was held. No one appeared to contest the adoption of the proposed order.

5-01-006 MOTION: By Mr. Longley, seconded by Mrs. Alves, to rescind the proposed cease and desist order. Unanimously approved by roll call vote.

9. City of Manteca and City of Lathrop, Wastewater Quality Control Facility, San Joaquin County – Consideration of Revision of NPDES Permit and Rescission of Cease and Desist Order.

A public hearing was held. No one appeared to contest the adoption of the proposed order.

5-01-007 MOTION: By Mr. Salvaggio, seconded by Mr. Cabaldon, to revise the proposed NPDES permit. Unanimously approved.

5-01-008 MOTION: By Mr. Longley, seconded by Mrs. Alves, to rescind the proposed cease and desist order. Unanimously approved by roll call vote

NPDES PERMITS

10. Uncontested NPDES Permits

5-00-171 City of Brentwood, Wastewater Treatment Plant, Contra Costa County

5-01-009 Indian Springs School District, Geothermal Project, Shasta County

MOTION: By Mrs. Alves, seconded by Mr. Longley, to adopt the proposed NPDES permits. Unanimously approved.

WASTE DISCHARGE REQUIREMENTS

11. Uncontested Waste Discharge Requirements Rescissions

U. S. Bureau of Reclamation, Auburn Dam Construction, Placer County, Order No. 71-279

City of Parlier, Fresno County, Order No. 85-227

Siskon Gold Corporation, San Juan Ridge Mine East Workings, Nevada County, Order No. 97-021

5-01-010 MOTION: By Mr. Longley, seconded by Mr. Cabaldon, to rescinds the proposed waste discharge requirements. Unanimously approved.

12. Uncontested Change of Name and/or Ownership for Waste Discharge Requirements

Madera Glass Company, Madera County, Order No. 85-134

I-5 Effluent Disposal Site, Kern County, Order No. 88-172

Meridian Minerals Company, Domestic Wastewater Treatment Plant, Royal-Mountain King Project, Mother Lode Gold Mines Consolidated, R. E. and Mamie Lee Grimes and Ruel and Laverne Wilson, Calaveras County, Order No. 88-100

New Age Church of Being, Globe Hotel, Sierra County, Order No. 91-188

Fruit Processing Plant, Fresno County, Order No. 93-126

State of California Department of the Youth Authority, Preston Youth Correctional Facility, Amador County, Order No. 94-155.

Future Tech Environmental Services, Inc.; David Fowler; Tony Souza; Vaqueros Farms, Inc.; and Contra Costa County; Byron Hot Springs Biosolids Application to Land; Contra Costa County; Order No. 94-362.
 Future Tech Environmental Services, Inc.; Joseph Jess; and Paul Marciel; Jess Ranch and Marciel Ranch Biosolids Application to Land; Contra Costa County; Order No. 94-363
 GTE California Incorporated, Order No. 96-012
 Con Agra Grocery Products Company, Oakdale Facility, Oakdale, Stanislaus County, Order 97-069
 James W. Calhoun, dba Bear Mountain RV Resort, Shasta County, Order No. 98-051
 CalCedar Properties, Inc., Anderson, Shasta County, Order No. 98-065 and Order No. 5-00-126
 American Home Foods, Inc., Wastewater Treatment Plant, Solano County, Order 98-212

5-01-011 MOTION: By Mrs. Alves, seconded by Mr. Salvaggio, to adopt the proposed orders. Unanimously approved.

13. Uncontested Waste Discharge Requirements

- 5-01-012 30th District Agricultural Association and Tehama County, Tehama County Fairgrounds, Tehama County (new)
- 5-01-013 Initial Study and Negative Declaration for Grimmway Enterprises, Inc. and Charles Kirschenmann, Malaga Road Carrot Processing Plant, Kern County
- 5-01-014 Grimmway Enterprises, Inc. and Charles Kirschenmann, Malaga Road Carrot Processing Plant, Kern County (new)
- 5-01-015 Dixon Migrant Center, City of Dixon Housing Authority, Yolo County Housing Authority, California Department of Housing and Community Development, United States Department of the Navy, and John Ahmann, Solano County (Revision)
- 5-01-016 Placer County Department of Facility Services, Sunset Septage Receiving Facility, Surface Impoundment Closure and Post-Closure Maintenance, Placer County (revision)
- 5-01-017 State of California Department of Corrections Sierra Conservation Center and Joseph Martin, Tuolumne County (revision)
- 5-01-018 Stanislaus County Department of Public Works, Parks and Recreation Department, and Sheriff's Department, Laird Park County Honor Farm, Stanislaus County (revision)
- 5-01-019 Crain Walnut Shelling, Inc., Tehama County (revision)
- 5-01-020 Seven Resorts, Inc., dba Bridge Bay Resort and Marina, and U.S. Department of Agriculture, Forest Service, Shasta County (revision)
- 5-01-021 Initial Study and Negative Declaration for Grimmway Frozen Foods, Inc., Grimmway Enterprises, Inc., and Bernd Thewalt, Frozen Foods and Frozen Vegetables Processing Plant and Arvin Fresh Carrot Packing Plant, Kern County
- 5-01-022 Grimmway Frozen Foods, Inc., Grimmway Enterprises, Inc., and Bernd Thewalt, Frozen Foods and Frozen Vegetables Processing Plant and Arvin Fresh Carrot Packing Plant, Kern County (revision)
- 5-01-023 Hector Apodaca, dba H&R Meat Company, Meat Processing Facility, Merced County (update)
- 5-01-024 Valley Waste Disposal Company, Broad Creek No. 1 Facility, Kern County (update)
- 5-01-025 Valley Waste Disposal Company, Broad Creek No. 2 Facility, Kern County (update)
- 5-01-026 Valley Waste Disposal Company, Buena Vista No. 1 Facility, Kern County (update)
- 5-01-027 Valley Waste Disposal Company, Buena Vista No. 2 Facility, Kern County (update)
- 5-01-028 Valley Waste Disposal Company, Quality Facility, Kern County (update)
- 5-01-029 Valley Waste Disposal Company, Southeast Taft Facility, Kern County (update)
- 5-01-030 Davis Migrant Center, Yolo County Housing Authority, California Department of Housing and Community Development, Yolo County (update)

Crain Walnut Shelling, Order No. 5-01-019

MOTION: By Mr. Salvaggio, seconded by Mr. Longley, to adopt the proposed orders. Approved with Mrs Alves abstaining.

All other Waste Discharge Requirements

MOTION: By Mr. Salvaggio, seconded by Mr. Longley, to adopt the proposed orders. Unanimously approved.

CONTESTED CALENDAR

14. U.S. Department of Interior, National Park Service, Yosemite National Park, El Portal Wastewater Treatment Facility, Mariposa County – *Consideration of Administrative Civil Liability*

A public hearing was held. Jon Risinger presented the staff report. Edward Walls, Yosemite National Park, presented additional testimony.

5-01-031

MOTION: By Mr. Longley, seconded by Mr. Cabaldon, to adopt the proposed Administrative Civil Liability. Unanimously approved.

15. Barber Cashew Supply Corporation, J. Cashew Jr. Trust, B&R Company of Willows, and Barber Rowland Company, Former BCSC Facility, Willows, Glenn County – *Consideration of Administrative Civil Liability Order*

A public hearing was held. Amy Terrell presented the staff report. No one appeared to contest the proposed order.

5-01-032

MOTION: By Mr. Salvaggio, seconded by Mr. Longley, to adopt the proposed Administrative Civil Liability. Unanimously approved. The Board also authorized the Executive Officer to refer this matter to the Attorney General's office at his discretion.

16. Amador County Public Works Agency, Amador County Service Area No.3, Lake Camanche Village Wastewater Treatment Plant, Amador County – *Consideration of Updated Waste Discharge Requirements and Cease and Desist Order*

A public hearing was held. Wendy Wyels and Alex Baille presented the staff report. Additional testimony was presented by Martha Jeanne Shaver and Mike Krisman of Amador County.

5-01-033

MOTION: By Mr. Longley, seconded by Mr. Brizard, to adopt the proposed waste discharge requirements. Unanimously approved with amendments.

5-01-034

MOTION: By Mr. Longley, seconded by Mr. Brizard, to adopt the proposed cease and desist order. Unanimously approved by roll call vote

17. Heller Financial, Clayton Regency Mobile Home Park, Contra Costa County – *Consideration of Updated Waste Discharge Requirements*

A public hearing was held. Anne Olson and Wendy Wyels presented the staff report. Additional testimony was presented by Storm Goranson, of Clayton Regency.

5-01-035

MOTION: By Mr. Longley, seconded by Mr. Brizard, to adopt the updated waste discharge requirements. Unanimously approved with amendments.

18. Clean Water Act Section 303(d) List Update Process – *A Status Report*

Joe Karkoski presented a status report. Michael Sexton, of Exchange Contractors, presented additional information. This item was for the Board's information.

19. Request for Additional Staff Resources to Address Forestry Issues - *Consideration of a Resolution*

Jim Pedri presented the staff report.

5-01-036

MOTION: By Mr. Longley, seconded by Mr. Salvaggio, to adopt the proposed resolution. Unanimously approved.

20. Approving and Accepting the Tehama County Health Officer Declaration of Public Health Concern and Time Schedule for Compliance for the Unsewered Antelope Community, Tehama County - *Consideration of a Resolution*

The Board proceeded based on the staff report provided.

5-01-037

MOTION: By Mr. Longley, seconded by Mr. Brizard, to adopt the proposed resolution. Unanimously approved

21. Petition to Revoke Waiver on Agricultural Return Flows – *A Status Report*

Rudy Schnagl presented the staff report. Additional information was provided by Bill Jennings, DeltaKeeper, Jonathan Caplan, San Francisco BayKeeper, Stephanie Leage, DeltaKeeper, Michael Lozzo, Earth Justice League Defense, Bill Dubois, Farm Bureau, Tess Dunham, California Farm Bureau, Wendy Anderson, Reclamation District 1000, Michael Sexton, Exchange Contractors, John Herrick, South Delta Water Agency, Kati Beuhler, California Rice Commission, Gary Obenauf, Agriculture Research, Bill Magavern, Sierra Club, Jerry Prieto, Fresno County Agriculture Department. This was for the Board's information.

MOTION: By Mr. Salvaggio, seconded by Mr. Brizard, to direct staff to schedule workshop to review the waiver policy. Unanimously approved

22. Update on Proposition 13 Funding – *A Status Report*

Jeanne Chilcott presented the staff report. This was for the Board's information.

23. Overview of NPDES Program Workplan Commitments for FY 2000-01 – *A Status Report*

Ken Landau presented the staff report. This was for the Board's information.

26. Closed Session

The Board met in closed session to discuss ongoing litigation.

27. The meeting was adjourned at 3:05 p.m. to the 15/16 March 2001 meeting in Sacramento